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PART-IV

GOVERNMENT OF MEGHALAYA

LAW (B) DEPARTMENT

NOTIFICATION

The 23rd September, 2021.

No.LL(B).62/2018/217.—The Meghalaya Appropriation (No. IV) Act, 2021 (Supplementary Demand and Supplementary Appropriation for the year 2021-22) (Act No. 11 of 2021) is hereby published for general information.

MEGHALAYA ACT NO. 11 OF 2021.

(As passed by the Meghalaya Legislative Assembly)

Received the assent of the Governor on 22nd September, 2021.

Published in the Gazette of Meghalaya Extra-Ordinary issue dated 23rd September, 2021.

THE MEGHALAYA APPROPRIATION (NO. IV) ACT, 2021

(Supplementary Demand & Supplementary Appropriation for the year 2021-22)

An**Act**

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of Meghalaya for the services of Financial Year ending on the thirty first day of March, 2021.

Be it enacted by the Legislature of the State of Meghalaya in the Seventy Second Year of the Republic of India as follows:-

Short title.

1. This Act may be called the Meghalaya Appropriation (No. IV) (*Supplementary Demand & Supplementary Appropriation for the year 2021-22*) Act, 2021.

Withdrawal of
₹ 1470,48,59,379/-
from and out of the
Consolidated Fund of
Meghalaya for the
financial year 2021-
2022.

2. From and out of the Consolidated Fund of Meghalaya there may be paid and applied sums not exceeding those specified in Column (3) of the Schedule amounting in the aggregate to the sums of **₹ 1470,48,59,379/- (Rupees one thousand four hundred and seventy crore forty eight lakh fifty nine thousand three hundred and seventy nine)** only towards defraying the several charges which will come in course of payment during the financial year ending on the thirty first day of March, 2021 in respect of the services specified in Column (2) of the Schedule.

Appropriation.

3. The sums authorised to be withdrawn from and out of the Consolidated Fund of Meghalaya by this Act, shall be appropriated for the services and purposes expressed in the Schedule in relation to the financial year 2021-2022.

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
01	<p><i>Revenue</i></p> <p>2011 PARLIAMENT/STATE/UNION TERRITORY LEGISLATURE</p> <p>2058 STATIONERY AND PRINTING</p> <p style="text-align: right;"><i>Total Revenue</i></p> <p><i>Capital</i></p> <p>4058 CAPITAL OUTLAY ON STATIONERY & PRINTING</p> <p>4216 CAPITAL OUTLAY ON HOUSING</p> <p style="text-align: right;"><i>Total Capital</i></p>			
	Total of Grant 01			
02	<p><i>Revenue</i></p> <p>2012 GOVERNOR</p> <p style="text-align: right;"><i>Total Revenue</i></p> <p><i>Capital</i></p> <p>4216 CAPITAL OUTLAY ON HOUSING</p> <p style="text-align: right;"><i>Total Capital</i></p>			
	Total of Grant 02			
03	<p><i>Revenue</i></p> <p>2013 COUNCIL OF MINISTERS</p> <p>2052 SECRETARIAT - GENERAL SERVICES</p> <p>2070 OTHER ADMINISTRATIVE SERVICES</p> <p style="text-align: right;"><i>Total Revenue</i></p>	28,42,00,000		28,42,00,000
	Total of Grant 03	28,42,00,000		28,42,00,000
04	<p><i>Revenue</i></p> <p>2014 ADMINISTRATION OF JUSTICE</p> <p style="text-align: right;"><i>Total Revenue</i></p> <p><i>Capital</i></p> <p>4059 CAPITAL OUTLAY ON PUBLIC WORKS</p> <p style="text-align: right;"><i>Total Capital</i></p>	3,58,91,600	60,60,000	4,19,51,600
	Total of Grant 04	12,77,77,777		12,77,77,777
05	<p><i>Revenue</i></p> <p>2015 ELECTIONS</p> <p style="text-align: right;"><i>Total Revenue</i></p>	16,36,69,377	60,60,000	16,97,29,377

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	Total of Grant 05			
06	<i>Revenue</i>			
	2029 LAND REVENUE			
	2245 RELIEF ON ACCOUNT OF NATURAL CALAMITIES			
	2250 OTHER SOCIAL SERVICES			
	2552 NORTH EASTERN AREAS			
	3475 OTHER GENERAL ECONOMIC SERVICES			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4250 CAPITAL OUTLAY ON OTHER SOCIAL SERVICES			
	6225 LOANS FOR WELFARE OF SC/ST AND OBC			
	6250 LOANS FOR OTHER SOCIAL SERVICES			
	6401 LOANS FOR CROP HUSBANDRY			
	<i>Total Capital</i>			
	Total of Grant 06			
07	<i>Revenue</i>			
	2030 STAMPS AND REGISTRATION	1,60,52,400		1,60,52,400
	<i>Total Revenue</i>	1,60,52,400		1,60,52,400
	Total of Grant 07	1,60,52,400		1,60,52,400
08	<i>Revenue</i>			
	2039 STATE EXCISE			
	<i>Total Revenue</i>			
	Total of Grant 08			
09	<i>Revenue</i>			
	2040 TAXES ON SALES, TRADE ETC.			
	2045 OTHER TAXES AND DUTIES ON COMMODITIES AND SERVICES			
	<i>Total Revenue</i>			
	Total of Grant 09			
10	<i>Revenue</i>			
	2041 TAXES ON VEHICLES			
	2070 OTHER ADMINISTRATIVE SERVICES			
	2552 NORTH EASTERN AREAS			
	3055 ROAD TRANSPORT			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	5275 CAPITAL OUTLAY ON OTHER COMMUNICATION SERVICES			
	<i>Total Capital</i>			
	Total of Grant 13			
14	<i>Revenue</i>			
	2053 DISTRICT ADMINISTRATION			
	2070 OTHER ADMINISTRATIVE SERVICES	3,88,31,650		3,88,31,650
	<i>Total Revenue</i>	3,88,31,650		3,88,31,650
	Total of Grant 14	3,88,31,650		3,88,31,650
15	<i>Revenue</i>			
	2054 TREASURY AND ACCOUNTS ADMINISTRATION			
	<i>Total Revenue</i>			
	Total of Grant 15			
16	<i>Revenue</i>			
	2055 POLICE	18,04,20,023		18,04,20,023
	2070 OTHER ADMINISTRATIVE SERVICES			
	2216 HOUSING			
	<i>Total Revenue</i>	18,04,20,023		18,04,20,023
	<i>Capital</i>			
	4055 CAPITAL OUTLAY ON POLICE			
	4059 CAPITAL OUTLAY ON PUBLIC WORKS			
	4216 CAPITAL OUTLAY ON HOUSING			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 16	18,04,20,023		18,04,20,023
17	<i>Revenue</i>			
	2056 JAILS	21,04,50,000		21,04,50,000
	<i>Total Revenue</i>	21,04,50,000		21,04,50,000
	<i>Capital</i>			
	4059 CAPITAL OUTLAY ON PUBLIC WORKS			
	<i>Total Capital</i>			
	Total of Grant 17	21,04,50,000		21,04,50,000
18	<i>Revenue</i>			
	2058 STATIONERY AND PRINTING			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	Total of Grant 20			
21	<i>Revenue</i>			
	2075 MISCELLANEOUS GENERAL SERVICES			
	2202 GENERAL EDUCATION			
	2203 TECHNICAL EDUCATION			
	2204 SPORT AND YOUTH SERVICES			
	2236 NUTRITION			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4202 CAPITAL OUTLAY ON EDUCATION,SPORTS,ART AND CULTURE			
22	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	6202 LOANS FOR EDUCATION, SPORTS, ART AND CULTURE			
	<i>Total Capital</i>			
	Total of Grant 21			
	<i>Revenue</i>			
	2070 OTHER ADMINISTRATIVE SERVICES	3,03,030		3,03,030
	2216 HOUSING			
	2235 SOCIAL SECURITY AND WELFARE			
	3454 CENSUS,SURVEY AND STATISTICS			
	<i>Total Revenue</i>	3,03,030		3,03,030
	Total of Grant 22	3,03,030		3,03,030
23	<i>Revenue</i>			
	2070 OTHER ADMINISTRATIVE SERVICES			
	2251 SECRETARIAT - SOCIAL SERVICES			
	<i>Total Revenue</i>			
	Total of Grant 23			
24	<i>Revenue</i>			
	2071 PENSIONS AND OTHER RETIREMENT BENEFITS			
	2235 SOCIAL SECURITY AND WELFARE			
	<i>Total Revenue</i>			
	Total of Grant 24			
	<i>Revenue</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
25	2075 MISCELLANEOUS GENERAL SERVICES			
	<i>Total Revenue</i>			
	Total of Grant 25			
26	<i>Revenue</i>			
	2210 MEDICAL AND PUBLIC HEALTH	252,96,21,857		252,96,21,857
	2211 FAMILY WELFARE			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>	252,96,21,857		252,96,21,857
	<i>Capital</i>			
	4210 CAPITAL OUTLAY ON MEDICAL & PUBLIC HEALTH			
	4211 CAPITAL OUTLAY ON FAMILY WELFARE			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 26	252,96,21,857		252,96,21,857
27	<i>Revenue</i>			
	2215 WATER SUPPLY AND SANITATION	20,17,57,000		20,17,57,000
	2216 HOUSING			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>	20,17,57,000		20,17,57,000
	<i>Capital</i>			
	4215 CAPITAL OUTLAY ON WATER SUPPLY AND SANITATION.			
	4216 CAPITAL OUTLAY ON HOUSING			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 27	20,17,57,000		20,17,57,000
28	<i>Revenue</i>			
	2216 HOUSING	30,00,00,000		30,00,00,000
	<i>Total Revenue</i>	30,00,00,000		30,00,00,000
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	6216 LOANS FOR HOUSING			
	<i>Total Capital</i>			
	Total of Grant 28	30,00,00,000		30,00,00,000

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
29	<i>Revenue</i> 2216 HOUSING 2217 URBAN DEVELOPMENT 2552 NORTH EASTERN AREAS <i>Total Revenue</i>			
	<i>Capital</i> 4216 CAPITAL OUTLAY ON HOUSING 4217 CAPITAL OUTLAY ON URBAN DEVELOPMENT 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS 6217 LOANS FOR URBAN DEVELOPMENT <i>Total Capital</i>			
	Total of Grant 29			
30	<i>Revenue</i> 2220 INFORMATION AND PUBLICITY 2552 NORTH EASTERN AREAS <i>Total Revenue</i>			
	<i>Capital</i> 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS <i>Total Capital</i>			
	Total of Grant 30			
31	<i>Revenue</i> 2230 LABOUR EMPLOYMENT AND SKILL DEVELOPMENT <i>Total Revenue</i>			
	Total of Grant 31			
32	<i>Revenue</i> 2552 NORTH EASTERN AREAS 3456 CIVIL SUPPLIES <i>Total Revenue</i>			
	<i>Capital</i> 4408 CAPITAL OUTLAY ON FOOD STORAGE AND WAREHOUSING <i>Total Capital</i>			
	Total of Grant 32			
33	<i>Revenue</i> 2053 DISTRICT ADMINISTRATION			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	2062 VIGILANCE 2070 OTHER ADMINISTRATIVE SERVICES 2075 MISCELLANEOUS GENERAL SERVICES 2235 SOCIAL SECURITY AND WELFARE <i>Total Revenue</i>			
	<i>Capital</i> 6235 - LOANS FOR SOCIAL SECURITY AND WELFARE <i>Total Capital</i>			
	Total of Grant 33			
34	<i>Revenue</i> 2225 WELFARE OF SCHEDULE CASTES, SCHEDULES TRIBES, OTHER BACKWARD CLASSES AND MINORITIES 2235 SOCIAL SECURITY AND WELFARE 2236 NUTRITION 2552 NORTH EASTERN AREAS <i>Total Revenue</i> <i>Capital</i> 4059 CAPITAL OUTLAY ON PUBLIC WORKS 4235 CAPITAL OUTLAY ON SOCIAL SECURITY & WELFARE 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS 6225 LOANS FOR WELFARE OF SC/ST AND OBC <i>Total Capital</i>			
	Total of Grant 34			
35	<i>Revenue</i> 2225 WELFARE OF SCHEDULE CASTES, SCHEDULES TRIBES, OTHER BACKWARD CLASSES AND MINORITIES 2235 SOCIAL SECURITY AND WELFARE 2552 NORTH EASTERN AREAS <i>Total Revenue</i> <i>Capital</i> 6225 LOANS FOR WELFARE OF SC/ST AND OBC <i>Total Capital</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	Total of Grant 35			
36	<i>Revenue</i> 2070 OTHER ADMINISTRATIVE SERVICES 2075 MISCELLANEOUS GENERAL SERVICES 2235 SOCIAL SECURITY AND WELFARE <i>Total Revenue</i>			
	Total of Grant 36			
37	<i>Revenue</i> 2250 OTHER SOCIAL SERVICES 2552 NORTH EASTERN AREAS 3451 SECRETARIAT - ECONOMIC SERVICES <i>Total Revenue</i>			
	Total of Grant 37			
38	<i>Revenue</i> 2552 NORTH EASTERN AREAS 3451 SECRETARIAT - ECONOMIC SERVICES <i>Total Revenue</i> <i>Capital</i> 5475 CAPITAL OUTLAY ON OTHER GENERAL ECONOMIC SERVICES <i>Total Capital</i>			
	Total of Grant 38			
39	<i>Revenue</i> 2425 CO-OPERATION 2435 OTHER AGRICULTURAL PROGRAMMES 2552 NORTH EASTERN AREAS <i>Total Revenue</i> <i>Capital</i> 4425 CAPITAL OUTLAY ON CO-OPERATION 4435 CAPITAL OUTLAY ON OTHER AGRICULTURAL PROGRAMMES 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS 6425 LOANS FOR CO-OPERATION <i>Total Capital</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	Total of Grant 39			
40	<i>Revenue</i>			
	2552 NORTH EASTERN AREAS			
	3451 SECRETARIAT - ECONOMIC SERVICES			
	<i>Total Revenue</i>			
41	<i>Capital</i>			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 40			
42	<i>Revenue</i>			
	3454 CENSUS,SURVEY AND STATISTICS			
	<i>Total Revenue</i>			
	Total of Grant 41			
43	<i>Revenue</i>			
	2216 HOUSING			
	3475 OTHER GENERAL ECONOMIC SERVICES			
	<i>Total Revenue</i>			
43	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	<i>Total Capital</i>			
	Total of Grant 42			
	<i>Revenue</i>			
	2216 HOUSING			
	2401 CROP HUSBANDRY			
	2408 FOOD STORAGE AND WAREHOUSING			
	2415 AGRICULTURAL RESEARCH AND EDUCATION			
	2435 OTHER AGRICULTURAL PROGRAMMES			
	2552 NORTH EASTERN AREAS			
	2702 MINOR IRRIGATION			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	4401 CAPITAL OUTLAY ON CROP HUSBANDRY (SHARE CAPITAL)			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	4416 INVESTMENTS IN AGRICULTURAL FINANCIAL INST.			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 43			
44	<i>Revenue</i>			
	2701 MEDIUM IRRIGATION			
	2711 FLOOD CONTROL AND DRAINAGE			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4701 CAPITAL OUTLAY ON MEDIUM IRRIGATION			
	4711 CAPITAL OUTLAY ON FLOOD CONTROL PROJECTS			
	<i>Total Capital</i>			
	Total of Grant 44			
45	<i>Revenue</i>			
	2216 HOUSING			
	2402 SOIL AND WATER CONSERVATION			
	2415 AGRICULTURAL RESEARCH AND EDUCATION			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	4402 CAPITAL OUTLAY ON SOIL AND WATER CONSERVATION			
	<i>Total Capital</i>			
	Total of Grant 45			
46	<i>Revenue</i>			
	2501 SPECIAL PROGRAMMES FOR RURAL DEVELOPMENT			
	2552 NORTH EASTERN AREAS			
	2575 OTHER SPECIAL AREA PROGRAMMES	2,00,00,000		2,00,00,000
	<i>Total Revenue</i>	2,00,00,000		2,00,00,000
	<i>Capital</i>			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
		.	.	.
	Total of Grant 46	2,00,00,000		2,00,00,000
47	Revenue 2216 HOUSING 2235 SOCIAL SECURITY AND WELFARE 2403 ANIMAL HUSBANDRY 2415 AGRICULTURAL RESEARCH AND EDUCATION 2552 NORTH EASTERN AREAS Total Revenue	34,89,74,403		34,89,74,403
	Capital 4059 CAPITAL OUTLAY ON PUBLIC WORKS 4403 CAPITAL OUTLAY ON ANIMAL HUSBANDRY 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS 6225 LOANS FOR WELFARE OF SC/ST AND OBC 6403 LOANS FOR ANIMAL HUSBANDRY Total Capital	4,11,660		4,11,660
		34,93,86,063		34,93,86,063
	Total of Grant 47	34,93,86,063		34,93,86,063
48	Revenue 2216 HOUSING 2404 DAIRY DEVELOPMENT 2415 AGRICULTURAL RESEARCH AND EDUCATION Total Revenue			
	Total of Grant 48			
49	Revenue 2216 HOUSING 2405 FISHERIES 2415 AGRICULTURAL RESEARCH AND EDUCATION 2552 NORTH EASTERN AREAS Total Revenue			
	Capital 4216 CAPITAL OUTLAY ON HOUSING 4405 CAPITAL OUTLAY ON FISHERIES			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	<i>Total Capital</i>			
	Total of Grant 49			
50	<i>Revenue</i>			
	2406 FORESTRY AND WILDLIFE	86,27,33,489		86,27,33,489
	2415 AGRICULTURAL RESEARCH AND EDUCATION			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>	86,27,33,489		86,27,33,489
	<i>Capital</i>			
	4406 CAPITAL OUTLAY ON FORESTRY AND WILD LIFE	2,42,63,000		2,42,63,000
	8121 GENERAL AND OTHER RESERVE FUNDS			
	8336 CIVIL DEPOSITS			
	<i>Total Capital</i>	2,42,63,000		2,42,63,000
	Total of Grant 50	88,69,96,489		88,69,96,489
51	<i>Revenue</i>			
	2216 HOUSING			
	2236 NUTRITION			
	2401 CROP HUSBANDRY			
	2501 SPECIAL PROGRAMMES FOR RURAL DEVELOPMENT			
	2505 RURAL EMPLOYMENT			
	2515 OTHER RURAL DEVELOPMENT PROGRAMMES			
	2552 NORTH EASTERN AREAS			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	4515 CAPITAL OUTLAY ON OTHER RURAL DEVELOPMENT PROGRAMMES			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	6515 LOANS FOR OTHER RURAL DEVELOPMENT PROGRAMME			
	<i>Total Capital</i>			
	Total of Grant 51			
52	<i>Revenue</i>			
	2852 INDUSTRIES	23,50,36,040		23,50,36,040

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	<i>Total Revenue</i>	23,50,36,040		23,50,36,040
	<i>Capital</i>			
	4854 CAPITAL OUTLAY ON CEMENT AND NON- METALLIC MINERAL INDUSTRIES			
	4885 OTHER CAPITAL OUTLAY ON INDUSTRIES AND MINERALS			
	6885 OTHER LOANS TO INDUSTRIES AND MINERALS			
	<i>Total Capital</i>			
	Total of Grant 52	23,50,36,040		23,50,36,040
	<i>Revenue</i>			
53	2216 HOUSING			
	2552 NORTH EASTERN AREAS			
	2851 VILLAGE AND SMALL INDUSTRIES			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4851 Capital Outlay on Village and Small Industries			
	6851 LOAN FOR VILLAGES AND SMALL INDUSTRIES			
	<i>Total Capital</i>			
	Total of Grant 53			
	<i>Revenue</i>			
54	2216 HOUSING			
	2552 NORTH EASTERN AREAS			
	2851 VILLAGE AND SMALL INDUSTRIES			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	4851 Capital Outlay on Village and Small Industries			
	6851 LOAN FOR VILLAGES AND SMALL INDUSTRIES			
	<i>Total Capital</i>			
	Total of Grant 54			
	<i>Revenue</i>			
55	2552 NORTH EASTERN AREAS			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	2853 NON FERROUS MINING AND METALLURGICAL INDUSTRIES			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4216 CAPITAL OUTLAY ON HOUSING			
	4853 CAPITAL OUTLAY ON NON-FERROUS MINING AND METALLURGICAL INDUSTRIES			
	<i>Total Capital</i>			
	Total of Grant 55			
56	<i>Revenue</i>			
	2059 PUBLIC WORKS	2,07,35,450		2,07,35,450
	3054 ROADS AND BRIDGES	5,17,00,000		5,17,00,000
	<i>Total Revenue</i>	7,24,35,450		7,24,35,450
	<i>Capital</i>			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	5054 CAPITAL OUTLAY ON ROADS AND BRIDGES	200,00,00,000		200,00,00,000
	<i>Total Capital</i>	200,00,00,000		200,00,00,000
	Total of Grant 56	207,24,35,450		207,24,35,450
57	<i>Revenue</i>			
	2552 NORTH EASTERN AREAS			
	3452 TOURISM			
	<i>Total Revenue</i>			
	<i>Capital</i>			
	4059 CAPITAL OUTLAY ON PUBLIC WORKS			
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	5275 CAPITAL OUTLAY ON OTHER COMMUNICATION SERVICES			
	5452 CAPITAL OUTLAY ON TOURISM			
	7452 Loans for Tourism.			
	<i>Total Capital</i>			
	Total of Grant 57			
58	<i>Revenue</i>			
	2204 SPORT AND YOUTH SERVICES	33,50,15,000		33,50,15,000
	2552 NORTH EASTERN AREAS			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	3606 AID MATERIALS AND EQUIPMENTS			
	<i>Capital</i>	<i>Total Revenue</i>	33,50,15,000	33,50,15,000
	4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS			
	<i>Total Capital</i>			
	Total of Grant 58	33,50,15,000		33,50,15,000
59	<i>Revenue</i>			
	2075 MISCELLANEOUS GENERAL SERVICES			
	<i>Capital</i>	<i>Total Revenue</i>		
	3451 SECRETARIAT - ECONOMIC SERVICES			
	<i>Total Capital</i>			
	Total of Grant 59			
60	<i>Revenue</i>			
	2235 SOCIAL SECURITY AND WELFARE			
	<i>Capital</i>	<i>Total Revenue</i>		
	7610 LOANS TO GOVERNMENT SERVANTS ETC.			
	<i>Total Capital</i>			
	Total of Grant 60			
61	<i>Capital</i>			
	7615 MISCELLANEOUS LOANS			
	<i>Total Capital</i>			
	Total of Grant 61			
62	<i>Capital</i>			
	7810 INTER- STATE SETTLEMENT			
	<i>Total Capital</i>			
	Total of Grant 62			
63	<i>Capital</i>			
	7999 APPROPRIATION TO CONTINGENCY FUND	200,00,00,000		200,00,00,000
	<i>Total Capital</i>	200,00,00,000		200,00,00,000
	Total of Grant 63	200,00,00,000		200,00,00,000
	<i>Revenue</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
64	2205 ART AND CULTURE 2552 NORTH EASTERN AREAS 3425 OTHER SCIENTIFIC RESEARCH 3454 CENSUS,SURVEY AND STATISTICS <i>Total Revenue</i>			
	Total of Grant 64			
65	<i>Revenue</i> 2216 HOUSING 2552 NORTH EASTERN AREAS 2701 MEDIUM IRRIGATION 2702 MINOR IRRIGATION 2711 FLOOD CONTROL AND DRAINAGE <i>Total Revenue</i> <i>Capital</i> 4552 CAPITAL OUTLAY ON NORTH EASTERN AREAS 4701 CAPITAL OUTLAY ON MEDIUM IRRIGATION 4702 CAPITAL OUTLAY ON MINOR IRRIGATION 4711 CAPITAL OUTLAY ON FLOOD CONTROL PROJECTS <i>Total Capital</i>			
	Total of Grant 65			
	<i>Revenue</i> 2049 INTEREST PAYMENTS <i>Total Revenue</i>			
	<i>Capital</i> 6003 INTERNAL DEBT OF THE STATE GOVERNMENT <i>Total Capital</i>			
	<i>Capital</i> 6004 LOANS AND ADVANCES FROM THE CENTRAL GOVERNMENT <i>Total Capital</i>			
	<i>Revenue</i>			

(1)	(2)	(3)		
Grant No.	Services & Purposes (Major Heads)	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated fund	Total
	2048 APPROPRIATION FOR REDUCTION OR AVOIDANCE OF DEBT			
	<i>Total Revenue</i>			
	Revenue			
	2051 PUBLIC SERVICE COMMISSION			
	<i>Total Revenue</i>			
	TOTAL	1469,87,99,379	6060000	1470,48,59,379

S. K. SANGMA,
 Joint Legal Remembrancer
 & Deputy Secretary,
 to the Government of Meghalaya,
 Law Department.



The Gazette of Meghalaya

EXTRAORDINARY

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Shillong, Thursday, September 23, 2021

1st Asvina, 1943 (S. E.)

PART-IV

GOVERNMENT OF MEGHALAYA

LAW (B) DEPARTMENT

NOTIFICATION

The 23rd September, 2021.

No.LL(B).74/2012/36.—The Meghalaya Forest Regulation (Amendment) Act, 2021 (Act No. 12 of 2021) is hereby published for general information.

MEGHALAYA ACT NO. 12 OF 2021.

(As passed by the Meghalaya Legislative Assembly)

Received the assent of the Governor on 22nd September, 2021.

Published in the Gazette of Meghalaya Extra-Ordinary issue dated 23rd September, 2021.

THE MEGHALAYA FOREST REGULATION (AMENDMENT) ACT, 2021**An****Act**

further to amend the Meghalaya Forest Regulation (Assam Regulation No. 7 of 1891 as adapted and amended by State of Meghalaya).

Be it enacted by the Meghalaya Legislative Assembly in the Sixty-ninth Year of the Republic of India as follows:-

1. Short title, extent and commencement	(1) This Act may be called the Meghalaya Forest Regulation (Amendment) Act 2021. (2) It shall extend to the whole of Meghalaya. (3) It shall come into force on such date as the State Government may, by notification, appoint on this behalf.
2. Amendment of Section 3	1. In Section 3 of the Meghalaya Forest Regulation, 1973, (hereinafter referred to as the principal Regulation), (i) In sub-section (1), between the words “ <i>to be</i> ” and words “ <i>a Conservator</i> ” the words “ <i>Principal Chief Conservator of forest and Head of Forest Force, Principal Chief Conservator of Forest, Additional Principal Chief Conservator of Forest and Chief Conservator of Forest</i> ”, shall be inserted. (ii) In clause (a) of sub-section 4 in between the words “ <i>timber</i> ” and “ <i>charcoal</i> ” the following words “ <i>sawdust and other saw mill wastage</i> ”, shall be inserted.
3. Amendment of Section 24	In Section 24 of the principal Regulation, after sub-section (b) for the words “ <i>shall be punished with fine which may extend to fifty rupees, or when the damage resulting from his offence amounts to more than twenty-five rupees, to double the amount of such damage</i> ” the words “ <i>shall be punished with imprisonment for a term which may extend to six months and with fine which may extend to five thousand rupees and on the second and every subsequent conviction for the same offence, with imprisonment for a term which may extend to one year and with fine which may extend to ten thousand rupees. Provided that in all cases a minimum imprisonment of fifteen days shall be imposed</i> ” shall be substituted.
4. Amendment of Section 25	In Section 25 of the principal Regulation, after sub-section (g) for the words “ <i>shall be punished with imprisonment for a term which may extend to six months (or with fine which in cases where a rhinoceros has been killed, may extend to one thousand rupees) and in other cases to five hundred rupees, or with both</i> ” the words “ <i>shall be punished with imprisonment for a term which may extend to one year and with fine which may extend to ten thousand rupees and on the second and every subsequent conviction for the same offence, with imprisonment for a term which may extend to three years and with fine which may extend to twenty five thousand rupees. Provided that in all cases a minimum imprisonment of two months shall be imposed for offences under all clauses except clause (c)</i> ” shall be substituted.

5. Amendment of Section 35 In Section 35 of the principal Regulation, in sub-section (1) for the words “*shall be punished with imprisonment for a term which may extend to six months or with fine which may extend to five hundred rupees, or with both*” the words “*shall be punished with imprisonment for a term which may extend to six months and with fine which may extend to five thousand rupees.*

Provided that in all cases a minimum imprisonment of fifteen days shall be imposed for every offence under this Section. shall be substituted.

6. Amendment of Section 41 In Section 41 of the principal Regulation, in sub-section (1) for the words “*shall be punished with imprisonment for a term which may extend to six months or with fine which may extend to five hundred rupees, or with both*” the words “*shall be punished with imprisonment for a term which may extend to one year and with fine which may extend to five thousand rupees and on the second and every subsequent conviction for the same offence, with imprisonment for a term which may extend to three years and with fine which may extend to twenty five thousand rupees.*

Provided that in all cases a minimum imprisonment of one month shall be imposed for every offence under this Section shall be substituted.

7. Amendment of Section 49 For Section 49 of the principal Regulation, the following sections shall be substituted, namely,-

“49. Seizure of property liable to confiscation -

(1) When there is reason to believe that a forest offence has been committed in respect of any forest produce, such produce together with all weapons, tools, boats, motor vehicles, cattle, and other articles used in the commission of such alleged offence may be seized by any Forest Officer or Police Officer not below the rank of a Sub-Inspector and the officer seizing such property shall place on such property, or the receptacle, if any, in which it is contained a mark indicating that the same has been so seized.

Seizure of property
liable to
confiscation

(2) *Penalty for opposition to seizure.* - Whoever forcibly opposes the seizure of forest produce, weapons, tools, boats, motor vehicles, carts and cattle, and other articles liable to be seized under this Act, or receives the same without lawful authority after seizure shall be punishable with imprisonment for a term which may extend to one year and with fine which may extend to five thousand rupees.

(3) Every Officer seizing any property under this Section shall, on seizure of such property, as soon as may be, either produce the property seized before an Officer not below the rank of Divisional Forest Officer authorized by the State Government on this behalf by notification, hereinafter referred to as the authorized officer, or where having regard to quantity or bulk or other genuine difficulty it is not practicable to produce the property seized before the authorized officer, shall make a report about the seizure to the authorized officer;

Provided that where it is intended to initiate criminal proceedings against the offender immediately, the officer making such seizure shall make a report of such seizure to the Magistrate having jurisdiction to try the offence on account of which the seizure has been made.

Explanation - Mere placing a report of seizure before the competent Magistrate shall not prevent initiation of confiscation proceedings in respect of such seizure if the authorized officer deems fit to initiate such proceedings.

Provided further, that when the forest produce with respect to which the offence is believed to have been committed is the property of Government, and the offender is unknown, it shall be sufficient if the Officer, as soon as may be, furnishes a report of the circumstances to an Officer who is his official superior, who shall in any case be not less than the rank of Divisional Forest Officer.

Provided further, that any Forest Officer of a rank not inferior to that of a Forest Ranger who or whose subordinate has seized any forest produce, weapons, tools, boats, motor vehicles, carts and cattle, and other articles liable to be seized under this Act under Section 49, may release the same on the execution by the owner or the person in charge thereof of a bond for the production of the property so released, if and when so required, before the Magistrate having jurisdiction to try the offence on account of which the seizure has been made to proceed with the offence on account of which the seizure has been made; or for production before any authorized officer whenever required for the purpose as mentioned under Section 49.

(4) Subject to sub-section (5), where the authorized officer upon production before him of property seized or upon receipt of a report about seizure, as the case may be, is satisfied that a forest offence has been committed in respect thereof, may by an order in writing and for reasons to be recorded for the purpose, confiscate forest produce so seized together with all weapons, tools, boats, motor vehicles, carts and cattle, and other articles used in the commission of such offence. A copy of the order of confiscation shall be forwarded forthwith without any unnecessary delay, which shall in any case not exceed two working days, to the Conservator of Forests of the Forest Circle in which the timber or the forest produce has been seized.

Provided that even, order passed under this sub-section shall be communicated forthwith to the person from whom such seizure has been done, and has been afforded a hearing under sub-section (5).

(5) No order confiscating any property shall be made under sub-section (4) unless the authorized officer:

- a) Sends an intimation about initiation of proceedings for confiscation of property to the Magistrate having jurisdiction to try the offence on account of which the seizure has been made;
- b) Issues a notice within one week of such intimation to the Magistrate under sub-section (a) to the person and to any other person who may appear to the authorized officer to have some interest in such property from whom the property is seized informing him or them as the case may be of the grounds on which it is proposed to confiscate such property;
- c) Affords an opportunity to the persons specified in clause (b) of making a representation in writing within such reasonable period neither less than 10 days nor exceeding one month as may be specified in the notice against the proposed confiscation;
- d) Provides to the Officer effecting the seizure and the person or persons to whom notice has been issued under clause (b), a hearing on a specific date to be fixed for such purpose, in any case not later than one month from the date of receipt of representation under clause (c).

(6) Without prejudice to the contents of sub-section (5) no order of confiscation under subsection (4) of all weapons, tools, boats, motor vehicles, carts and cattle and other articles used in the commission of such offence (other than timber or forest produce seized) shall be made if person referred to in clause (b) of sub-section (5) proves to the satisfaction of authorized officer that any such weapons, tools, boats, motor vehicles, carts and cattle, and other articles were used without his knowledge or connivance or as the case may be, without the knowledge or connivance of his servant or agent and that all reasonable and necessary precautions had been taken against use of objects aforesaid for commission of forest offence:

Provided that any complaint preferred by the person referred to in clause (b) of sub-section (5) alleging theft of such weapons, tools, boats, motor vehicles, carts and cattle, and other articles or any FIR registered thereupon shall not be treated as evidence of non-connivance or lack of knowledge of use of such weapons, tools, boats, motor vehicles, carts and cattle, and other articles by such person or his servant or agent or that all reasonable and necessary precautions had been taken against use of objects aforesaid for commission of forest offence.

(7) Where the authorized officer passing an order under sub-section (4) is of the opinion that the property is subject to speedy and natural decay he may, for reasons to be recorded in writing, order the property or any part thereof to be sold in public auction and may deal with the proceeds as he would have dealt with such property had it not been sold, and shall report every such sale to his official superior."

8. Amendment of
Section 49
Insertion of
new Section
49-A, 49-B,
49-C, 49-D
and 49-E

Section 49 of the principal Regulation, the following shall be inserted, namely,-

"49A. Revision against order of confiscation:- Any person aggrieved by an order of confiscation may, within thirty days of the order prefer a revision in writing to the Conservator of Forest of the Forest Circle in which the forest produce has been seized (hereinafter referred to as the Revision Authority) in the manner as is usually done in respect of a revision petition under Section 397 of the Criminal Procedure Code, 1973, accompanied by such fee and payable in such form as may be prescribed enclosing a certified copy of the order of confiscation.

Revision against
order of
confiscation

Explanation - The time required for obtaining certified copy of order of confiscation shall be excluded while computing period of thirty days referred to in this sub-section.

(1) The Revision Authority, where no revision has been preferred before him, may *suo-motu*, within thirty days of date of receipt of copy of order of confiscation by him; and compulsorily in every case a memorandum of revision is presented to him under sub-section (1) issue a notice for hearing of revision to the authorized officer and any other person, who in the opinion of the Revision Authority, is likely to be adversely affected by the order of confiscation.

Provided that in every case a notice is issued under this sub-section the Revision Authority shall call for the records of confiscation proceedings and examine the same.

(2) The Revision Authority shall be competent to pass such interim order which is just and proper in the circumstances of the case for custody,

preservation or disposal of the items of confiscation.

- (3) The Revision Authority having regard to the nature of the case or the complexities involved, may permit parties to the revision to be represented by their respective legal practitioners.
- (4) On the date fixed for hearing of the revision which shall not in any case exceed thirty days from the date of presentation of memorandum of revision or date of issue of notice of *suo-motu* action under sub-section (2), the Revision Authority shall peruse the records and hear the parties to the revision and thereafter proceed to pass an order of confirmation, reversal or modification of order of confiscation which shall in any case be within fifteen days of date of hearing of revision under this sub-section:

Provided that before passing any final order the revision authority, if he considers necessary for proper decision may make further enquiry himself or cause it to be made by any other officer appointed on that behalf, which in all cases shall be completed within ten days of date of decision for instituting such enquiry, and further may allow parties to file affidavits for asserting or refuting any fact that may arise for consideration and may allow proof of facts by affidavits. In every case of false affidavit filed under this sub-section the Revision Authority may take all such steps as he deems necessary to initiate prosecution of the party tendering such false affidavit, for the offence of perjury under Section 193 of Indian Penal Code, 1860 following the procedure for laying complaint as provided under Section 195(1) of the CrPC.

- (5) The Revision Authority shall also be competent to pass such other orders consequential in nature as he may deem fit in the circumstances of the case.
- (6) All orders under this Section shall be communicated to all parties to the dispute for compliance.

49(B) Appeal before Court of Sessions against order of Revision Authority:-

- (1) Any party to the revision aggrieved by final order or by order of consequential in nature passed by the Revision Authority may within thirty days of the order sought to be impugned, submit a petition for appeal to the Court of Sessions where the headquarters of the Revision Authority are situate.

Appeal against
order of Revision

Explanation - In computing the period of thirty days under this sub-section, the time required for obtaining certified copy of the order of Revision Authority shall be excluded.

- (2) The Court of Sessions may confirm, reverse or modify any final order or an order of consequential nature passed by the Revision Authority only after providing a reasonable opportunity of hearing to the parties affected by the order. The date of hearing in every such case shall not exceed thirty days from the date of issuance of notice under this sub-section.
- (3) For entertaining, hearing and deciding an appeal under this Section the Court of Sessions shall, as far as may be possible, exercise the same powers and follow the same procedure as it exercises and follows while entertaining, hearing and deciding an appeal under the Code of Criminal Procedure, 1973 (Act No. 2 of 1974) subject to the restrictions imposed under sub-section (2).

(4) Notwithstanding anything contained in any other law for the time being the order of the Court of Sessions passed under this Section shall be final and shall not be called in question before any Court of law except under the procedure prescribed under Article 226 read with Article 227 or under Article 136 of the Constitution respectively.

49(C) Bar to exercise of jurisdiction of Court etc. under certain circumstances:-

On receipt of intimation under subsection(5)(a) of Section 49 about initiation of proceedings for confiscation of property by the Magistrate having jurisdiction to try the offence on account of which the seizure of property, which is the subject matter of confiscation, has been made, notwithstanding anything contained in any other law for the time being no Court, Tribunal or Authority (other than the authorized officer, Appellate Authority and Court of Session) shall have jurisdiction to make orders with regard to possession, delivery, disposal or distribution of the property in which regard proceedings for confiscation have been initiated under Section 49.

Bar to exercise of jurisdiction of Court etc. in certain cases

49(D) Award of confiscation not to interfere with other punishments:

The award of any confiscation under Section 49; Section 49A or Section 49B shall not prevent infliction of any punishment to which the person affected thereby is liable under this Act.

Confiscation not to interfere with other punishments

49(E) Property confiscated when to vest in Government:-

When an order for confiscation of any property has been passed under Section 49 or Section 49A or 49B having regard to the fact that such order has become final in respect of the whole or any portion of such property, such property or portion thereof, as the case may be, shall vest in the State Government free from all encumbrances."

Confiscated property to vest with Government

9. Amendment of Section 50

In Section 50 of the principal Regulation, the full stop mark occurring at the last part shall be substituted by a colon mark and a proviso thereto as under shall be inserted, namely:-

"Provided that before passing any order for disposal of property, the Magistrate trying the offence shall satisfy himself that no intimation under clause (a) of sub section (5) of Section 49 has been received by his Court or by any other Court having jurisdiction to try the offence on account of which the seizure of the property has been made."

(ii) After the-existing section a new section 50A shall be inserted, namely:-

"50A. Power to try offences summarily:- Any Magistrate of the first class may try summarily as provided in Chapter XXI of the Code of Criminal Procedure, 1973 (Act No. 2 of 1974), any forest offence punishable with imprisonment for a term not exceeding six months or with fine not exceeding five hundred rupees, or with both."

Provision for summary trial of certain petty offences

10. Amendment of Section 59

In Section 59 of the principal Regulation, after sub-clause (d) for the words "*shall be punished with imprisonment for a term which may extend to two years or with fine, or with both*", the words "*shall be punished with imprisonment which shall not be less than three years, and may extend to seven years and with fine which shall not be less than five thousand rupees*" shall be substituted.

11. Amendment of
Section 60

In Section 60 of the principal Regulation,-

(i) in sub-section (1), the following proviso shall be inserted, namely,-

"Provided that it shall be lawful for every Forest Officer or Police officer to arrest any person reasonably suspected of having committed a forest offence punishable with imprisonment for a term of one year and upwards where the person so suspected has committed a second or subsequent forest offence; or the accused has committed a forest offence which is punishable with maximum imprisonment of three years or above; or for reasons to be recorded in writing that the custody of the accused person is absolutely necessary to unravel a conspiracy to commit such offence provided the forest offence is punishable with imprisonment for a term of one year and upwards. In all these cases the accused shall be produced by the arresting Officer before a Magistrate having jurisdiction in the case within twenty four hours as provided under sub-section (4).

Forest Officer
empowered to
arrest under
certain
circumstances

Provided further, that in every such case or in case of a bailable offence when the accused is unable to furnish the required surety for securing attendance of the accused, the arresting officer shall follow the procedure of arrest as provided under Section 41B, of the Criminal Procedure Code, 1973, subject him to medical examination by a registered medical practitioner as provided under sub-sections (2) to (5) of Section 53 A of the Criminal Procedure Code, 1973.

Explanation.- In matters pertaining to arrest, the provisions of the Criminal Procedure Code, 1973 shall apply in case of the arresting Forest Officer.

Provided further, that every Forest Officer making any inquiry into a forest offence shall have the powers of inquiry, search and seizure provided in favour of a Police Officer under the Criminal Procedure Code, 1973.

(ii) After sub-section (4), a new sub-section 5 shall be inserted, namely,-

"(5) Certain offences to be non-bailable- Notwithstanding anything contained in this Act or the Code of Criminal Procedure, 1973 any offence punishable with imprisonment for a maximum period less than one year under this Act shall be regarded as bailable within the meaning of Section 2(a) of Criminal Procedure Code, 1973, and the arresting officer shall release any person accused of a forest offence on personal bond and upon furnishing such number of sureties for such sum of money that shall be fixed by the arresting officer as per provisions of Section 436 of Criminal Procedure Code, 1973. Provided that any person accused of a forest offence punishable with imprisonment for a period of one year or above the procedure detailed under proviso to sub-section (1) shall apply in every such case and such offence shall be regarded as non-bailable subject to the exceptions contained therein.

Certain offences to
be non-bailable

Explanation- In every case a person is sought to be proceeded for forest offence punishable under any other Act, the provisions of such other Act in relation to the offence being bailable or non-bailable shall apply, and the accused person shall be dealt with accordingly as per Chapter V of Criminal Procedure Code, 1973 to the extent it is not in conflict with the provisions of such other Act.

12. Insertion of
new Section
60A

After Section 60 of the principal Regulation, the following Section shall be inserted, namely,-

	"60A. Operation of other laws not barred:- Nothing contained in this Act shall be deemed to prevent any person from being prosecuted under any other law for an act or omission which constitutes a forest offence or from being liable under such other higher punishment or penalty than that provided by this Act or the Rules made thereunder subject to a further provision that no person shall be prosecuted and punished twice for the same offence."	Operation of other laws not barred
13. Amendment of Section 61	Amendment of Section 61:- For Section 61 of the principal Regulation the following sections shall be substituted, namely,-	
	"61. Power to prevent commission of offence:-	
	(1) It shall be the duty of every Forest Officer and Police Officer to prevent the commission of any forest offence, and any such officer may take such steps as deemed fit by him for the purpose of preventing the commission of any forest offence. Provided that it shall be the duty of every Police Officer to assist a Forest Officer when so intimated by him for prevention or detection of a forest offence. Every such request shall be intimated in writing to the Station House Officer if the Forest Officer is of the rank of a Range Officer or below, and to the Superintendent of Police, if such request stems from a Forest Officer of the rank of Assistant Conservator of Forests and above, whereupon the requested Police Officer shall attend to the requested assistance forthwith.	Duty of Police Officer to assist Forest Officer for <i>bonafide</i> discharge of duty
	Provided further, that it shall be sufficient if the Superintendent of Police were to depute a subordinate Police Officer if he is of the opinion that the matter may be suitably dealt by him.	
	(2) Every request for security cover by any Forest Officer under reasonable threat to safety for <i>bonafide</i> discharge of duty shall be treated as request for prevention of forest offence within the meaning of sub-section (1).	Obligation to provide security to Forest Officer under threat
	(3) Every request for security cover under sub-section (2) by a subordinate Forest Officer shall be processed through the respective Divisional Forest Officer or by a Forest Officer superior in rank to the DFO directly to the Superintendent of Police of the respective District, whereupon, within two to seven days from the date of receipt of request depending upon the severity and urgency of threat, the Superintendent of Police shall provide such security cover as he deems fit commensurate with the degree of threat perception except in exceptional circumstances which shall be recorded in writing and communicated to the Divisional Forest Officer or such other superior Forest Officer who had initially requested such security cover.	
	(4) It shall be lawful to appeal against the decision of the Superintendent of Police to the Director General of Police who after affording a personal hearing within ten days of receipt of appeal, shall pass an order within three days thereafter.	Provision to appeal against decision of Superintendent of Police
	Provided that in every case where the appeal of the Divisional Forest Officer is declined the Director General of Police shall pass a reasoned order.	
	<i>Explanation-</i> In all cases of application for security cover the request of the Divisional Forest Officer or those Officers superior to him shall be sufficient proof of threat perception except in cases where the Superintendent of Police has admissible evidence of facts which are contrary to the averment of the Divisional Forest Officer or any other superior Officer.	Averment of DFO and superior officers to be regarded as sufficient proof of threat

14. Amendment of
Section 62

In Section 62 of the principal Regulation,

(i) In sub-section (i), after clause (b), the following new clause (c) shall be substituted, namely,-

“(c) When any person is accused of an offence rendered non-bailable within the meaning of sub-section (5) of Section 60 no Forest Officer or Police Officer shall be competent to compound such offence under sub-clause (a).

Non-bailable
offences to be
non-compoundable

(ii) for sub-section (3), the following shall be substituted, namely:

“(3) No Forest Officer shall be empowered under this section unless he is of the rank of an Assistant Conservator of Forest or above. The officer so empowered shall be designated as Compounding Officer.

Provided that it shall be lawful for the Compounding Officer of the rank specified below to decide on compounding the offence and accepting the specified sum of compensation:

(i) Assistant Conservator of Forest when the sum of compensation is upto Rupees Fifty Thousand only;

(ii) Divisional Forest Officer Forest when the sum of compensation is above Rupees Fifty Thousand upto Rupees Two Lakhs;

(iii) Conservator of Forest when the sum of compensation is above Rupees Two Lakhs upto Rupees Five Lakhs.

Further provided that the sum receivable as compensation shall be determined by the Assistant Conservator of Forest taking into consideration Net Present Value (NPV) rates, and other Government notified schedule of rates.

Rank of Officer
authorized to
compound
offences is
specified

15. Amendment of
Section 64

In Section 64 of the principal Regulation, for sub-section (1), the following shall be substituted, namely:-

(1) “When any person is convicted of felling, cutting, girdling, marking, lopping or tapping trees or injuring them by fire or otherwise in contravention of this Regulation or any rule thereunder, the convicting Court, may, in addition to any other punishment it may award, order that person to pay to the Government such compensation, not less than one thousand rupees for each tree with respect to which the offence was committed, as it may deem fit.”

16. Insertion of
new Section
68A

In the principal Regulation, after Section 68, the following new Section 68 A shall be inserted namely:-

“68A It shall be lawful for any Forest Officer of rank not lower than a Forester to lay any information of offence or otherwise before a Magistrate and to apply for summons, warrant, search warrant, or such other legal process or instrument as may by law issue against any person, committing any offence, and to conduct prosecution of such person till the final disposal of the case either in person or through a pleader engaged for the purpose.”

Only specified
Officers are
invested with
powers provided
under CrPC and
this Act

17. Amendment of
Section 70

In the principal Regulation for Section 70, the following sections shall be substituted, namely:

“70. Indemnity for acts done in good faith -

(1) No suit or criminal prosecution or other legal proceeding shall lie against any public servant for anything done in good faith or omitted to be done likewise under this Regulation or the rules or orders thereunder.

Indemnity for acts
done in good faith

(2) No court shall take cognizance of any offence under this Act or Rules thereunder or of any other offence under any other Act, including registration of a First Information Report thereof under Section 154 of the Criminal Procedure Code, 1973 by a Police Officer, while acting or purporting to act under the provisions of this Regulation (Meghalaya Forest Regulation, 1973) in which a Forest Officer is an accused person; without the previous sanction of the Principal Chief Conservator of Forests in case of a non-gazetted employee and the State Government in case of a gazetted officer."

Necessity of
sanction for
proceeding against
Forest Officer
while acting under
this Act

S. K. SANGMA,
Joint Legal Remembrancer
& Deputy Secretary,
to the Government of Meghalaya,
Law Department.



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PART-IV

GOVERNMENT OF MEGHALAYA

LAW (B) DEPARTMENT

NOTIFICATION

The 23rd September, 2021.

No.LL(B).28/2017/Pt/363.—The Meghalaya Goods and Services Tax (Amendment) Act, 2021 (Act No. 13 of 2021) is hereby published for general information.

MEGHALAYA ACT NO. 13 OF 2021.

(As passed by the Meghalaya Legislative Assembly)

Received the assent of the Governor on 22nd September, 2021.

Published in the Gazette of Meghalaya Extra-Ordinary issue dated 23rd September, 2021.

THE MEGHALAYA GOODS AND SERVICES TAX (AMENDMENT) ACT, 2021**An****Act**

further to amend the Meghalaya Goods and Services Tax, Act 2017 (Act No. 10 of 2017).

Be it enacted by the Legislature of the State of Meghalaya in the Seventy Second Year of the Republic of India as follows:-

Short title and commencement

1. (a) This Bill may be called the Meghalaya Goods and Services Tax (Amendment) Act, 2021.

(b) It shall come into force on such date as the State Government may by notification in the Official Gazette appoint.

Amendment of Section 7

2. In the Meghalaya Goods and Services Tax Act, 2017 (hereinafter referred to as the Principal Act), in Section 7, in sub-section (1), after clause (a), the following clause shall be inserted and shall be deemed to have been inserted with effect from the 1st day of July, 2017, namely:—

“(aa) the activities or transactions, by a person, other than an individual, to its members or constituents or *vice-versa*, for cash, deferred payment or other valuable consideration.

Explanation.—For the purposes of this clause, it is hereby clarified that, notwithstanding anything contained in any other law for the time being in force or any judgment, decree or order of any Court, tribunal or authority, the person and its members or constituents shall be deemed to be two separate persons and the supply of activities or transactions *inter se* shall be deemed to take place from one such person to another;”.

Amendment of Section 16

3. In Section 16 of the Principal Act, in sub-section (2), after clause (a), the following clause shall be inserted, namely:—

“(aa) the details of the invoice or debit note referred to in clause (a) has been furnished by the supplier in the statement of outward supplies and such details have been communicated to the recipient of such invoice or debit note in the manner specified under Section 37;”

Amendment of Section 35

4. In Section 35 of the Principal Act, sub-section (5) shall be omitted.

Substitution of Section 44

5. For Section 44 of the Principal Act, the following section shall be substituted, namely:—

"44. Every registered person, other than an Input Service Distributor, a person paying tax under Section 51 or Section 52, a casual taxable person and a non-resident taxable person shall furnish an annual return which may include a self-certified reconciliation statement, reconciling the value of supplies declared in the return furnished for the financial year, with the audited annual financial statement for every financial year electronically, within such time and in such form and in such manner as may be prescribed:

Provided that the Commissioner may, on the recommendations of the Council, by notification, exempt any class of registered persons from filing annual return under this section:

Provided further that nothing contained in this Section shall apply to any department of the Meghalaya Government or a State Government or a local authority, whose books of account are subject to audit by the Comptroller and Auditor-General of India or an auditor appointed for auditing the accounts of local authorities under any law for the time being in force."

**Amendment of Section
50**

6. In sub section (1) of Section 50 of the Principal Act, for the existing proviso, the following proviso shall be substituted and shall be deemed to have been substituted with effect from the 1st day of July, 2017, namely:—

"Provided that the interest on tax payable in respect of supplies made during a tax period and declared in the return for the said period furnished after the due date in accordance with the provisions of Section 39, except where such return is furnished after commencement of any proceedings under Section 73 or Section 74 in respect of the said period, shall be payable on that portion of the tax which is paid by debiting the electronic cash ledger.”.

**Amendment of Section
74**

7. In Section 74 of the Principal Act, in Explanation 1, in clause (ii), for the words and figures "Sections 122, 125, 129 & 130", the words and figures "Sections 122 and 125" shall be substituted.

**Amendment of Section
75**

8. In Section 75 of the Principal Act, in sub-section (12), the following *Explanation* shall be inserted, namely:—

'Explanation.—For the purposes of this sub-section, the expression "self-assessed tax" shall include the tax payable in respect of details of outward supplies furnished under Section 37, but not included in the return furnished under Section 39.'

**Amendment of Section
83**

9. In Section 83 of the Principal Act, for sub-section (1), the following sub-section shall be substituted, namely:—

"(1) Where, after the initiation of any proceeding under Chapter XII, Chapter XIV or Chapter XV, the Commissioner is of the opinion that for the purpose of protecting

the interest of the Government revenue it is necessary so to do, he may, by order in writing, attach provisionally, any property, including bank account, belonging to the taxable person or any person specified in sub-section (1A) of Section 122, in such manner as may be prescribed.”

**Amendment of Section
107**

10. In Section 107 of the Principal Act, in sub-section (6), the following proviso shall be inserted, namely:—

“Provided that no appeal shall be filed against an order under sub-section (3) of Section 129, unless a sum equal to twenty-five per cent of the penalty has been paid by the appellant.”.

**Amendment of Section
129**

11. In Section 129 of the Principal Act,—

(i) in sub-section (1), for clauses (a) and (b), the following clauses shall be substituted, namely:—

“(a) on payment of penalty equal to two hundred per cent, of the tax payable on such goods and, in case of exempted goods, on payment of an amount equal to two per cent, of the value of goods or twenty-five thousand rupees, whichever is less, where the owner of the goods comes forward for payment of such penalty;

(b) on payment of penalty equal to fifty per cent, of the value of the goods or two hundred per cent, of the tax payable on such goods, whichever is higher, and in case of exempted goods, on payment of an amount equal to five per cent, of the value of goods or twenty-five thousand rupees, whichever is less, where the owner of the goods does not come forward for payment of such penalty;”

(ii) sub-section (2) shall be omitted;

(iii) for sub-section (3), the following sub-section shall be substituted, namely,-

“(3) The proper officer detaining or seizing goods or conveyance shall issue a notice within seven days of such detention or seizure, specifying the penalty payable, and thereafter, pass an order within a period of seven days from the date of service of such notice, for payment of penalty under clause

i. or clause (b) of sub-section (1);”

(iv) in sub-section (4), for the words “No tax, interest or penalty”, the words “No penalty” shall be substituted;

(v) for sub-section (6), the following sub-section shall be substituted, namely:—

“(6) Where the person transporting any goods or the owner of such goods fails to pay the amount of penalty under sub-section (1) within fifteen days from the date of receipt of the copy of the order passed under sub-section (5), the goods or conveyance so detained or seized shall be liable to be sold or disposed of otherwise, in such manner and within such time as may be prescribed, to recover the penalty payable under sub-section (3):

Provided that the conveyance shall be released on payment by the transporter of penalty under sub-section (3) or one lakh rupees, whichever is less:

Provided further that where the detained or seized goods are perishable or hazardous in nature or are likely to depreciate in value with passage of time, the said period of fifteen days may be reduced by the proper officer.”.

**Amendment of Section
130**

12. In Section 130 of the Principal Act,—

- (a) in sub-section (1), for the words “Notwithstanding anything contained in this Act, if”, the word “Where” shall be substituted;
- (b) in sub-section (2), in the second proviso, for the words, brackets and figures “amount of penalty leviable under sub-section (1) of Section 129”, the words “penalty equal to hundred percent of the tax payable on such goods” shall be substituted;
- (c) sub-section (5) shall be omitted

**Substitution of Section
151**

13. For Section 151 of the Principal Act, the following Section shall be substituted, namely:—

**Power to call for
information**

“151. The Commissioner or an officer authorised by him may, by an order, direct any person to furnish information relating to any matter dealt within connection with this Act, within such time, in such form, and in such manner, as may be specified therein.”.

**Amendment of Section
152**

14. In Section 152 of the Principal Act,—

- (a) in sub-section (1),—
 - (i) the words “of any individual return or part thereof shall be omitted;
 - (ii) after the words “any proceedings under this Act”, the words “without giving an opportunity of being heard to the person concerned” shall be inserted;
- (b) sub-section (2) shall be omitted

**Amendment to Schedule
II**

15. In Schedule II of the Principal Act, paragraph 7 shall be omitted and shall be deemed to have been omitted with effect from the 1st day of July, 2017.

Repeal and Saving

16. (1) The Meghalaya Goods and Services Tax (Amendment) Ordinance, 2021 (Ordinance No. 3 of 2021) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the provisions of this Act.

S. K. SANGMA,
Joint Legal Remembrancer
& Deputy Secretary,
to the Government of Meghalaya,
Law Department.



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PART-IV

GOVERNMENT OF MEGHALAYA

LAW (B) DEPARTMENT

NOTIFICATION

The 23rd September, 2021.

No.LL(B).200/84/270.—The Contingency Fund of Meghalaya (Amendment) Act, 2021 (Act No. 14 of 2021) is hereby published for general information.

MEGHALAYA ACT NO. 14 OF 2021.

(As passed by the Meghalaya Legislative Assembly)

Received the assent of the Governor on 22nd September, 2021.

Published in the Gazette of Meghalaya Extra-Ordinary issue dated 23rd September, 2021.

THE CONTINGENCY FUND OF MEGHALAYA (AMENDMENT) ACT, 2021**An****Act**

further to amend the Contingency Fund of Meghalaya Act, 1972.

Be it enacted by the Legislature of the State of Meghalaya in the Seventy-Second Year of the Republic of India as follows:-

Short title and commencement

1. (1) This Act may be called the Contingency Fund of Meghalaya (Amendment) Act, 2021.
(2) It shall come into force at once.

Amendment of Section 2 of Meghalaya.

2. In section 2 of the Contingency Fund of Meghalaya Act, 1972 (Act No. 5 of 1972), for the words "three hundred and five crores" the words "five hundred and five crores" shall be substituted.

Repeal and savings of Ordinance No. 4 of 2021.

3. (1) The Contingency Fund of Meghalaya (Amendment) Ordinance, 2021 (**Ordinance No. 4 of 2021**) is hereby repealed.
(2) Notwithstanding such repeal, any action taken or anything done under the said Ordinance shall be deemed to have been taken or done under the provisions of this Act.

S. K. SANGMA,
Joint Legal Remembrancer
& Deputy Secretary,
to the Government of Meghalaya,
Law Department.